

Calendar No. 821

91ST CONGRESS }
2d Session }

SENATE

{ REPORT
{ No. 91-814

SAUL BLUESTONE

APRIL 30, 1970.—Ordered to be printed

MR. EASTLAND, from the Committee on the Judiciary,
submitted the following

REPORT

[To accompany S. 2856]

The Committee on the Judiciary, to which was referred the bill (S. 2856) for the relief of Saul Bluestone, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to enable the beneficiary to file a petition for naturalization.

STATEMENT OF FACTS

The beneficiary of the bill is a 40-year-old native of Poland and citizen of Canada who first entered the United States on September 11, 1952, as a student and remained until September 1956. He returned to Canada after receiving a chiropractic degree and practiced his profession there. He was admitted to the United States for permanent residence on September 9, 1966, and received a law degree from Detroit College of Law in June 1968. He passed the Michigan bar examination in March 1969. He presently resides in Franklin Village, Mich., with his wife and two stepchildren. He desires to expedite acquisition of U.S. citizenship so that he can be licensed to practice law in Michigan.

A letter, with attached memorandum, dated October 13, 1969, to the chairman of the Senate Committee on the Judiciary from the Commissioner of Immigration and Naturalization with reference to the bill reads as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., October 13, 1969.

A-13776544.

Hon. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary,
U.S. Senate, Washington, D.C.

DEAR SENATOR: In response to your request for a report relative to the bill (S. 2856) for the relief of Saul Bluestone, there is attached a memorandum of information concerning the beneficiary.

The bill would waive a portion of the residence and physical presence requirements of the Immigration and Nationality Act for naturalization.

Prior to being admitted for permanent residence on September 9, 1966, the beneficiary resided in the United States as a student from September 11, 1952, until September 1956.

Sincerely,

RAYMOND F. FARRELL,
Commissioner.

Enclosure.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND
NATURALIZATION SERVICE FILES RE S. 2856

The beneficiary, Saul Bluestone, a native of Poland and a naturalized citizen of Canada, was born on May 10, 1929. He resides in Franklin Village, Mich., with his wife and two stepchildren, who are natives and citizens of Canada. The beneficiary received a doctor of law degree from the Detroit College of Law at Detroit, Mich., and earns \$15,000 a year as a legal adviser with a law firm. Mrs. Bluestone is not employed except as a housewife. They own their home, which is valued at \$100,000, on which there is an outstanding mortgage of \$55,000. In addition, they have \$30,000 in stocks and bonds, chattel mortgage of \$15,000 and furniture and household effects valued at \$6,000.

The beneficiary married Eleanor Fielding in Canada on November 20, 1965. She was previously married and was divorced in March 1959. Two sons, William and Berry, were born of the prior marriage in Canada on April 20, 1953 and July 9, 1955, respectively. The wife and stepchildren were lawfully admitted to the United States for permanent residence on July 14, 1969. The beneficiary's widowed father and one brother are citizens and residents of Canada. Another brother has been naturalized as a U.S. citizen.

The beneficiary first entered the United States on September 11, 1952, as a student. He attended the National College of Chiropractic, Chicago, Ill., and received the degree of doctor of chiropractic in May 1956. He returned to Canada in September 1956 where he was self-employed in this profession. From September 1964 he commuted to Detroit three times weekly to attend evening law classes until he was admitted to the United States for permanent residence on Sep-

tember 9, 1966. Thereafter, he resided in the home of his brother in Southfield, Mich., and commuted daily to Windsor, Canada to his practice of chiropractic. He gave up this practice in April 1969 to accept his present employment.

The beneficiary has successfully passed the Michigan bar examinations in May 1969. He is ineligible to be admitted to practice as an attorney in the State of Michigan until he becomes a U.S. citizen.

Absent enactment of this bill the beneficiary will be eligible to apply for naturalization in September 1971.

Senator Philip A. Hart, the author of the bill, has submitted the following information in connection with the case:

U.S. SENATE,
Washington, D.C., November 5, 1969.

Hon. JAMES O. EASTLAND,
Chairman, Subcommittee on Immigration and Naturalization, U.S. Senate, Washington, D.C.

DEAR MR. CHAIRMAN: Mr. Saul Bluestone, for whom I introduced S. 2856, has taken his law degree and passed the Michigan bar, but in order to practice law in the State he must have a State license, the acquisition of which depends on his acquisition of U.S. citizenship.

Mr. Bluestone has been a permanent resident for more than 3 years, and has an additional 4 years in residence as a student. The bill I am sponsoring would allow this total time to satisfy his residence requirement for naturalization.

All evidence—including the enclosed letters—indicates he will make a fine and contributing citizen, and the earlier he is naturalized the greater can be his contribution to his profession and to his family.

Hopefully the members of the subcommittee will join me in urging favorable action on S. 2856 at the earliest possible time.

With every best wish,

Sincerely,

PHILIP A. HART.

Enclosures.

HYMAN, GURWIN, NACHMAN, FRIEDMAN & WEINGARDEN,
Detroit, Mich., July 30, 1969.

Hon. PHILIP A. HART,
*U.S. Senate,
Washington, D.C.*

DEAR SENATOR HART: I have dictated this letter to my attorney, Mr. J. Leonard Hyman, at his request to explain my present problem.

I was born in Walyn, Poland on May 10, 1928, and immigrated to Canada in September of 1935. I became a citizen of Canada in 1940. I attended the University of Western Ontario from 1948 to 1952 and graduated in 1952 with a BA degree.

I entered the United States in September of 1952, with a student visa and resided in Chicago, Ill., for 4 years from September 1952 to September 1956, during which time I received a degree from the National College of Chiropractic.

In 1956 I returned to Canada and practiced as a chiropractor from 1956 to 1966. On September 9, 1966, I moved to Michigan as a permanent resident alien, receiving alien registration card No. A-13-776544. From 1966 to 1969 I lived in Michigan, attended Detroit College of Law, and supported my family by commuting to Windsor, Ontario, Canada, every day, where I continued by practice as a chiropractor. I graduated from Detroit College of Law in June of 1968, and passed the March 1969 bar exam of the State of Michigan.

Thus, although I have lived in the United States for 4 years from 1952 to 1956, and for 3 years from 1966 to 1969, I do not qualify for citizenship because I have not been a permanent resident alien for 5 consecutive years. I am writing to request a waiver of the requirement of 5 years permanent residency because unless I become a citizen, I cannot practice law, earn a living, and support my family.

I have filed a citizenship intent form and have established a permanent home for my wife and children in Michigan. I have attended law school and passed the bar in Michigan. I am petitioning to have the period from 1952 to 1956 treated as part of my permanent residency requirement for the purpose of obtaining citizenship, or in the alternative for special consideration and waiver of the last 2 years of my 5-year permanent residency requirement, so that I may become an American citizen, join the Michigan bar, and practice law.

Very truly yours,

SAUL BLUESTONE.

STATE OF MICHIGAN,
County of Wayne, ss:

On this 30th day of July, A.D., 1969, before me, a Notary Public in and for said county, personally appeared Saul Bluestone, who being duly sworn deposes and says that he has read the foregoing letter by him subscribed and knows the contents of the same to be true of his own knowledge, except as to those matters therein stated to be upon information and belief, and as to those matters believes it to be true.

SAUL BLUESTONE.

Subscribed and sworn to before me, this 30th day of July, A.D., 1969.

MARGARET J. WERNER,
Notary Public, Wayne County, Mich. My commission expires:
August 8, 1970.

STATE BAR OF MICHIGAN,
Lansing, Mich., June 16, 1969.

DEAR MR. BLUESTONE: You are to be congratulated on passing the examination which will lead to your admission to practice law, and I am pleased and privileged to welcome you to the ranks of a proud and learned profession.

As you know, you must become an active member of the State Bar of Michigan if you wish to practice law in this State, and you will find enclosed an application for your use as soon as you have been admitted by your local circuit court.

As a lawyer you are a privileged person, and in return you owe a debt; the debt must be paid with honesty, integrity, and ability. Your success will be measured by the trust and confidence of your clients,

the courts and your fellow-lawyers; to earn it and hold it will lead you to any goal you wish.

Be patient, work hard, and join with us in the satisfactions and rewards which surely will be yours.

Most cordially,

GILBERT H. DAVIS,
President.

P.S.: The young lawyers section of the State Bar (no dues) has the welcome mat out for you and can be a real help. The State Bar office will fill you in.

LOPATIN, WARD, MILLER & BINDES,
Detroit, Mich., September 3, 1969.

Re: Citizenship of Saul Bluestone.

PHILIP A. HART,
*U.S. Senator,
Detroit, Mich.*

DEAR MR. HART: I have known Saul Bluestone for the past 34 years and he is also related to me as my second cousin.

He is now an employee of our law firm as a law clerk and has attended the Detroit College of Law and has passed the Michigan bar examination.

When he becomes a citizen he would be able to practice with our firm and we are in need of attorneys of his background to help us with our trial work.

He has been in the United States while attending school, both Chiropractic and law school for a period of 8 years.

I hope that this letter will aid you in getting a bill through so he may be admitted after 3 years of residency rather than the required 5 years.

Very truly yours,

ALBERT LOPATIN.

LOPATIN, WARD, MILLER & BINDES,
Detroit, Mich., September 3, 1969.

PHILIP A. HART,
*U.S. Senator,
Detroit, Mich.*

DEAR SIR: I am a partner in the law firm of Lopatin, Ward, Miller & Bindes.

I am writing in regards to the citizenship of Saul Bluestone. Mr. Bluestone has been working as a law clerk in our firm for the past year. He has also been residing in the States for the past 3 years.

We are in need of an attorney with his background and if Mr. Bluestone obtains his citizenship he will be able to practice law.

I would appreciate any consideration you can give in this matter to an early admission to his citizenship.

Thank you for your anticipated assistance.

Very truly yours,

JACK H. BINDES.

LOPATIN, WARD, MILLER, & BINDES,
Detroit, Mich., September 3, 1969.

PHILIP A. HART,
*U.S. Senator,
 Detroit, Mich.*

DEAR SIR: I am a partner in the law firm of Lopatin, Ward, Miller, & Binds.

Mr. Bluestone has worked as a law clerk in our office for the past year.

We have an opening in our office for a competent attorney and I feel Mr. Bluestone could fill that position well.

I would appreciate any consideration you can give Mr. Bluestone in an early admission to his citizenship.

Thank you for your anticipated assistance.

Very truly yours,

SHELDON L. MILLER.

FARMINGTON, MICH., *September 5, 1969.*

Senator PHILIP A. HART,
*Senate Office Building,
 Washington, D.C.*

DEAR SENATOR HART: Doctor Bluestone has asked me to give him a letter of reference regarding his early naturalization as to citizenship of the United States.

I have known Saul Bluestone since 1954, when he was a student at Chicago, Ill. studying chiropractic. Upon his graduation he returned to Windsor, Canada and pursued his practice of Chiropractic. On many occasions I personally, as well as members of my family, saw him professionally and socially. His reputation and fine personal character had built him an excellent practice in Canada.

I am sure that his conscientious efforts and unimpeachable personal character will benefit both his new profession and his new country of citizenship.

I personally highly recommend this individual for citizenship of the United States.

Very truly yours,

ROBERT K. DEVINE B.S., M.S., D.D.S.

NORTH AMERICAN PHARMACAL,
Dearborn, Mich., September 8, 1969.

Senator PHILIP HART,
*Federal Building,
 Detroit, Mich.*

DEAR SENATOR HART: Mr. Saul Bluestone has recently been to see me, and requested that I direct a letter to your attention in the nature of a recommendation concerning his application to become a citizen of the United States of America.

It is seldom that I have the privilege of writing a letter for a friend whom I have known all my life, but this is a letter I write with a great deal of pleasure.

I have known Saul Bluestone as a friend, and as a doctor of chiropractic. He is of outstanding character, and while he was practicing in Windsor, had the highest of reputations.

He will, as an attorney and citizen of the United States, be an outstanding member of our community. I wholeheartedly endorse him.

Sincerely,

JACK H. MARX,
President.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 2856) should be enacted.

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